

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

**NANCY CALHOUN, INDIVIDUALLY,  
AND AS INDEPENDENT EXECUTRIX  
OF THE ESTATE OF RICHARD G.  
CALHOUN, DECEASED,  
*Plaintiffs,***

**V.**

**AAA LIFE INSURANCE COMPANY,  
*Defendant.***

§  
§  
§  
§  
§  
§  
§  
§  
§  
§

**CIVIL CASE NO. 4:17-CV-00180-O**

---

**JOINT STIPULATION OF DISMISSAL**

---

**TO THE HONORABLE JUDGE OF SAID COURT:**

COME NOW, NANCY CALHOUN, INDIVIDUALLY, AND AS INDEPENDENT EXECUTRIX OF THE ESTATE OF RICHARD G. CALHOUN, DECEASED, Plaintiff, and AAA LIFE INSURANCE COMPANY, Defendant, and hereby give notice of their Joint Stipulation of Dismissal with prejudice of all claims asserted by Plaintiff herein against Defendant pursuant to Federal Rule of Civil Procedure 41(a)(1), and would respectfully show the Court as follows:

Plaintiff initiated this action by filing certain claims against Defendant as reflected by the pleadings on file herein. Defendant has appeared in the suit. Plaintiff and Defendant stipulate the claims of Plaintiff against Defendant are hereby voluntarily dismissed with prejudice. Plaintiff no longer desires to pursue this case against Defendant and seeks to dismiss her claims against Defendant AAA Life Insurance Company with prejudice to re-filing of same.

Pursuant to Rule 41 of the Federal Rules of Civil Procedure, Plaintiff and Defendant desire a Stipulation of Dismissal be entered by this Court, with prejudice, with respect to all of Plaintiff's claims against Defendant, it being the intent of the parties to fully dismiss Defendant from these proceedings with each party bearing their own costs. The parties acknowledge this voluntary dismissal by stipulation is effective upon filing.

WHEREFORE PREMISES CONSIDERED, Plaintiff and Defendant request that a Stipulation of Dismissal with prejudice be entered for all claims of the Plaintiff against Defendant AAA Life Insurance Company.

Respectfully submitted,

/s/ Robert A. Allen (with permission

Robert A. Allen  
State Bar No. 01051000  
[rallen@asdh.com](mailto:rallen@asdh.com)  
ALLEN, STEIN & DURBIN, P.C.  
6243 IH-10 West, 7th Floor  
P.O. Box 101507  
San Antonio, Texas 78201  
Telephone: 210.734.7488  
Facsimile: 210.738.8036

and

Robert J. Myers  
State Bar No. 14765380  
[rmyers@rjmyerslaw.com](mailto:rmyers@rjmyerslaw.com)  
MYERS LAW | ATTORNEYS AT LAW  
2525 Ridgmar, Suite 150  
Fort Worth, Texas 76116  
Telephone: 817.731.2500  
Facsimile: 817.731.2501

ATTORNEYS FOR NANCY CALHOUN,  
INDIVIDUALLY AND AS  
INDEPENDENT EXECUTRIX OF THE  
ESTATE OF RICHARD G. CALHOUN,  
DECEASED

/s/ Gregory R. Ave

Gregory R. Ave  
State Bar No. 01448900  
[greg.ave@wbclawfirm.com](mailto:greg.ave@wbclawfirm.com),  
Matt L. Montgomery  
State Bar No. 24041509  
[matt.montgomery@wbclawfirm.com](mailto:matt.montgomery@wbclawfirm.com)  
Jay R. Harris  
State Bar No. 00793907  
[jay.harris@wbclawfirm.com](mailto:jay.harris@wbclawfirm.com)  
WALTERS, BALIDO & CRAIN, L.L.P.  
[AveEdocsNotifications@wbclawfirm.com](mailto:AveEdocsNotifications@wbclawfirm.com)  
Meadow Park Tower, Suite 1500  
10440 North Central Expressway  
Dallas, Texas 75231  
Telephone: 214.347.8310  
Facsimile: 214.347.8311

ATTORNEYS FOR DEFENDANT AAA  
LIFE INSURANCE COMPANY

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on July 26, 2017, a true and correct copy of the foregoing Report Regarding Contents of Scheduling Order was served by electronic submission through the Court's automated Case Management and Electronic Docketing System for the U.S. District Court for the Northern District of Texas, Fort Worth Division.

/s/ Gregory R. Ave  
Gregory R. Ave